



PATENT & TRADEMARK OFFICE
DIVISION

Dep't of Commerce
PATENT & TRADEMARK OFFICE
#807

00862.003050..

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2005 JUL 13 PM

In re Application of:

TSUKASA SAKO et al..

Application No.: 09/408,447

Filed: September 29, 1999

For: IMAGE PROCESSING
APPARATUS AND METHOD,
PHOTOGRAPHING SYSTEM,
CONTROLLING METHOD FOR
THE SYSTEM, AND
COMPUTER-READABLE
MEMORY

Examiner: C.Kim

Group Art Unit: 2623

July 11, 2005

Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

REQUEST FOR REFUND

Sir:

In connection with the above-identified application, Applicants request a refund of \$200.00 for claims in excess of three, which was erroneously charged to our Deposit Account 06-1205. It is requested that the refund be applied as a credit to that Deposit Account. The reason for the refund is explained below.

On May 17, 2005, Applicants filed an Amendment. Copies of the Amendment and return receipt postcard are attached. There were no additional claims fees due at that time.

BEST AVAILABLE COPY

The Patent Office's Monthly Statement of Deposit Account, dated May 2005 (copy attached), indicates that Deposit Account No. 06-1205 was charged the fee of \$200.00. Therefore, Applicants respectfully submit that a refund of \$200.00 is due.

Accordingly, Applicants hereby request a refund and authorize the Commissioner to credit Deposit Account No. 06-1205 in the amount of \$200.00 to resolve this matter.

Applicants' undersigned attorney may be reached in our Costa Mesa, CA office by telephone at (714) 540-7600. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



Frank L. Cire
Attorney for Applicants
Registration No. 42,419

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

NY_MAIN 506849v1

BEST AVAILABLE COPY

Deposit Account Statement

Requested Statement Month: May 2005
 Deposit Account Number: 061205
 Name: FITZPATRICK CELLA HARPER & SCINTO
 Attention:
 Address: 30 ROCKEFELLER PLAZA
 City: NEW YORK
 State: NY
 Zip: 10112-3801
 Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
05/02	2	09727485	35.C14972	1251	-\$120.00	\$26,795.00
05/02	3	09848372	35.C15356	1201	\$200.00	\$26,595.00
05/02	4	09848372	35.C15356	1202	\$350.00	\$26,245.00
05/02	6	11007214	00654.103901	9204	-\$250.00	\$26,495.00
05/02	11	10367945	03500.017040	1201	-\$86.00	\$26,581.00
05/02	26	11007214	00654.103901	1081	\$250.00	\$26,331.00
05/02	120	60675902	01997.040400.8✓	9204	-\$50.00	\$26,381.00
05/02	359	76510123	02650.000T22.	7004	\$150.00	\$26,231.00
05/02	422	1895007	0265.0000T7.	7205	\$100.00	\$26,131.00
05/02	423	1895007	0265.0000T7.	7201	\$400.00	\$25,731.00
05/03	1	10506891	00005.001244	1617	-\$130.00	\$25,861.00
05/03	5	10513001	00366.000193	1616	\$300.00	\$25,561.00
05/03	12	1060597	03194.005016	8504	\$30.00	\$25,531.00
05/03	219	11113013	03500.519315	8021	\$40.00	\$25,491.00
05/03	998	76561277	3134.10599	7004	\$150.00	\$25,341.00
05/04	60	6371129	01687.401000	1551	\$900.00	\$24,441.00
05/04	190	6847338	00862.021881	1811	\$100.00	\$24,341.00
05/04	692	78622144	946.2100 (946.10822)	7001	\$325.00	\$24,016.00
05/04	917	76287603	946.2100(946.10116)	7004	\$450.00	\$23,566.00
05/04	996	76287602	946.10118 (946.2100)	7004	\$450.00	\$23,116.00
05/05	364	29217856	00946.006047-RMANDRA	8007	\$80.00	\$23,036.00
05/05	1419	75915902	02863.002000.	7004	\$450.00	\$22,586.00
05/06	2	10241703	03500.016788	1806	\$180.00	\$22,406.00
05/06	2	10439239	03500.017274	1201	\$200.00	\$22,206.00
05/06	11	09554933	GIN-6713CPUS	1462	\$270.00	\$21,936.00
05/06	20	11121409	03650.003047	1203	\$350.00	\$21,586.00
05/06	63	10270527	03500.016802	1801	\$790.00	\$20,796.00
05/06	165	11122031	03500.103310	1202	\$50.00	\$20,746.00
05/06	402	29214983	00945.006021-RMANDRA	8007	\$20.00	\$20,726.00
05/06	554	78624121	01938.008490	7001	\$325.00	\$20,401.00
05/09	194	09900008	35.C15536	1202	-\$100.00	\$20,501.00
05/09	233	11123138	03560.002605.1	1201	\$150.00	\$20,351.00

Deposit Account Statement

Page 2 of 4

05/09 235 11123138	03560.002605.1	1081	\$250.00	\$20,101.00
05/09 270 6847338	00862.021881	1811	-\$100.00	\$20,201.00
05/09 1159 76462326	945.10384 TJK	7003	\$100.00	\$20,101.00
05/10 6 78300297	00946.002500	7402	\$900.00	\$19,201.00
05/10 12 10417082	03630.000173.1	1814	\$130.00	\$19,071.00
05/10 19 6718148	3500.016436	1455	\$200.00	\$18,871.00
05/10 26 09516208	1466.1007	1462	-\$270.00	\$19,141.00
05/10 28 08516208	01361.002100.1	9204	-\$130.00	\$19,271.00
05/10 29 5658067	1361.2100	1808	\$130.00	\$19,141.00
05/10 30 5658067	1361.2100	1811	\$100.00	\$19,041.00
05/10 68 76449228	03001.000354	7004	\$300.00	\$18,741.00
05/10 556 78625925	224.381 NS	7001	\$325.00	\$18,416.00
05/11 1 09426896	03500.013949	1251	\$110.00	\$18,306.00
05/11 16 10251792	00862.022758	1251	\$120.00	\$18,186.00
05/11 20 76583181	0648B.00T114	7403	\$200.00	\$17,986.00
05/11 39 10522625	03500.017510	9204	-\$100.00	\$18,086.00
05/11 127 11125085	00862.022036.1	9204	-\$50.00	\$18,136.00
05/11 202 76478523	3134.10457(3134.2100)	7004	\$300.00	\$17,836.00
05/11 259 29216701	01362.002000	8007	\$20.00	\$17,816.00
05/11 259 78626802	946.10840 (946.2100)	7001	\$325.00	\$17,491.00
05/11 284 11124266	00862.002457.2	1081	\$200.00	\$17,291.00
05/11 358 78626854	946.10832 (946.2100)	7001	\$325.00	\$16,966.00
05/11 513 78626943	946.2100(946.10831)	7001	\$325.00	\$16,641.00
05/12 10 10513148	00005.001246	9204	-\$360.00	\$17,001.00
05/12 42 6804285	03500.013974	1462	-\$270.00	\$17,271.00
05/12 45 6804285	03500.013974	9204	-\$100.00	\$17,371.00
05/12 78 10342516	02280.003010	1051	\$130.00	\$17,241.00
05/12 103 76577684	946.10643	6001	\$375.00	\$16,866.00
05/12 507 78627967	945.10841 TJK	7001	\$325.00	\$16,541.00
05/12 522 78627976	945.10834 TJK	7001	\$325.00	\$16,216.00
05/12 535 78627984	945.10835 TJK	7001	\$325.00	\$15,891.00
05/12 544 78164316	03224.000003.	7004	\$150.00	\$15,741.00
05/12 576 78628006	945.10836 TJK	7001	\$325.00	\$15,416.00
05/12 1246 78628386	01722.T49	7001	\$325.00	\$15,091.00
05/12 1267 76495176	3134.10364	7004	\$150.00	\$14,941.00
05/13 15 11107973	01272.020436.1	9204	-\$600.00	\$15,541.00
05/13 254 78405792	945.10664 TJK	7002	\$100.00	\$15,441.00
05/13 263 78405786	945.10663 TJK	7002	\$100.00	\$15,341.00
05/13 1172 78629364	01938.008491	7001	\$325.00	\$15,016.00
05/16 3 PCT/US05/13186	3226.000100.51	8007	\$20.00	\$14,996.00
05/16 4 REPLENISHMENT		9204	-\$28,591.00	\$43,587.00
05/16 5 FRANK L. CIRE		9204	-\$20.00	\$43,607.00
05/16 98 78405796	00945.010665	7002	\$100.00	\$43,507.00
05/16 100 10871754	03650.002484	8007	\$20.00	\$43,487.00
05/16 256 76492811	01356.008205	7004	\$450.00	\$43,037.00
05/17 3 10522314	03500.017422	9204	-\$500.00	\$43,537.00
05/17 3 10330081	00862.022846	1202	\$100.00	\$43,437.00
05/17 4 10522314	03500.017422	1642	\$400.00	\$43,037.00

BEST AVAILABLE COPY

Deposit Account Statement

Page 3 of 4

05/17 31	10260557	03500.016791	1464	\$130.00	\$42,907.00
05/17 63	6804033	00862.022027	8013	-\$25.00	\$42,932.00
05/17 278	11104643	03500.017290.REI	1204	\$200.00	\$42,732.00
05/17 333	76363335	01953.008005	7004	\$150.00	\$42,582.00
05/17 523	11049942	01741.002070	8021	\$40.00	\$42,542.00
05/17 1306	78631338	03376.000001.	7001	\$975.00	\$41,567.00
05/18 442	0120040984	01263.001421	8014	\$25.00	\$41,542.00
05/18 492	60646903	03137.000228A.PV-TO'SULLI	8007	\$120.00	\$41,422.00
05/18 495	60584668	03137.000228.PV-TO'SULLIV	8007	\$120.00	\$41,302.00
05/18 534	60669642	03137.000228B.PV-TO'SULLI	8007	\$120.00	\$41,182.00
05/19 2	11033735	00654.102701	9204	-\$130.00	\$41,312.00
05/19 100	0158990376	03137.000223	8014	\$25.00	\$41,287.00
05/19 234	60537329	01997.032500.	8021	\$40.00	\$41,247.00
05/19 615	78632650	NOT IN DATA SYSTEM	7001	\$650.00	\$40,597.00
05/20 4	10697280	03500.017700	1201	\$200.00	\$40,397.00
05/20 23	09859437	169.2060	1252	\$450.00	\$39,947.00
05/20 28	10430332	02369.012202.1	1806	-\$180.00	\$40,127.00
05/20 44	09144528	35.G2236	1253	\$1,020.00	\$39,107.00
05/20 102	78633263	3291.100	7001	\$650.00	\$38,457.00
05/20 190	78633318	01938.008492	7001	\$325.00	\$38,132.00
05/20 255	10483486	02312.002400	1617	\$130.00	\$38,002.00
05/23 970	78634695	03227.000900	7001	\$650.00	\$37,352.00
05/24 1	09750602	4150-03650.000139	1201	-\$86.00	\$37,438.00
05/24 13	10076455	00654.003331	9204	\$460.00	\$36,978.00
05/24 63	10170720	03500.016487	1202	\$300.00	\$36,678.00
05/24 184	09726404	862.C2066	1201	-\$200.00	\$36,878.00
05/24 185	09726404	862.C2066	1202	-\$250.00	\$37,128.00
05/24 189	10076455	00684.003331	1202	-\$180.00	\$37,308.00
05/24 190	10076455	00684.003331	1202	-\$108.00	\$37,416.00
05/24 191	10076455	00684.003331	1203	-\$280.00	\$37,696.00
05/24 1986	2207365	01400.008065	7205	\$100.00	\$37,596.00
05/24 1987	2207365	01400.008065	7208	\$200.00	\$37,396.00
05/24 1988	2207365	01400.008065	7206	\$100.00	\$37,296.00
05/25 27	10524030	03500.017534	9204	-\$100.00	\$37,396.00
05/25 158	1323221	00946.004750	8504	\$30.00	\$37,366.00
05/25 237	6860655	00055.004900	8013	\$25.00	\$37,341.00
05/25 238	6871772	00055.005000	8013	\$25.00	\$37,316.00
05/26-2	09408447	862-3050	1201	\$200.00	\$37,116.00
05/26 2	10516749	00005.001249	1463	\$70.00	\$37,046.00
05/26 201	6798987	00055.005100	8013	\$25.00	\$37,021.00
05/26 416	78637242	03024.010839 TJK	7001	\$325.00	\$36,696.00
05/27 18	76548680	01938.005139	7402	\$300.00	\$36,396.00
05/27 32	11107735	03500.519108	1051	\$130.00	\$36,266.00
05/27 1090	78638754	1267.10838	7001	\$325.00	\$35,941.00
05/27 1489	78638930	3134.10842 (3134.2100)	7001	\$325.00	\$35,616.00
05/31 27	09685739	35.C14869	1252	\$450.00	\$35,166.00
05/31 31	60669644	03292.100011.PV	1052	\$50.00	\$35,116.00
05/31 125	11138567	00862.022863.1 (CIP OF 10	1202	\$100.00	\$35,016.00

BEST AVAILABLE COPY

Deposit Account Statement

Page 4 of 4

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$26,675.00	\$25,025.00	\$33,366.00	\$35,016.00

BEST AVAILABLE COPY



09862.003050.

2623
EPW

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

TSUKASA SAKO, ET AL.

Application No.: 09/408,447

Filed: September 29, 1999

For: IMAGE PROCESSING
APPARATUS AND METHOD,
PHOTOGRAPHING SYSTEM,
CONTROLLING METHOD
FOR THE SYSTEM, AND
COMPUTER-READABLE
MEMORY

Examiner: Chong R. Kim

Group Art Unit: 2623

May 17, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

File Chong
Chong R. Kim
5/26/05

AMENDMENT

Sir:

In response to the Office Action dated February 17, 2005, please amend the
above-identified application, as follows:

05/26/2005 BPHOENIX 00000002 061205 09408447

01 FC:1201 200.00 DA

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first-class mail in an envelope addressed
to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-
1450 on

May 17, 2005
(Date of Deposit)

Edith L. Carr, Registration No. 42,419
(Name of Attorney for Applicant)

Signature

May 17, 2005
Date of Signature

Adjustment Date: 08/22/2005 SDIRETA1
05/26/2005 BPHOENIX 00000002 061205 09408447
01 FC:1201 200.00 CR

BEST AVAILABLE COPY